

House File 2276 - Introduced

HOUSE FILE 2276

BY UPMEYER and HUSER

A BILL FOR

1 An Act relating to program criteria for the hawk-i and IowaCare
2 programs under the purview of the department of human
3 services.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 249J.5, subsection 1, Code 2009, is
2 amended to read as follows:

3 1. Except as otherwise provided in this chapter, an
4 individual nineteen through sixty-four years of age shall
5 be eligible solely for the expansion population benefits
6 described in this chapter when provided through the expansion
7 population provider network as described in this chapter, if
8 the individual meets all of the following conditions:

9 a. The individual is not eligible for coverage under the
10 medical assistance program in effect on or after April 1, 2005.

11 b. The individual has a family income at or below two
12 hundred percent of the federal poverty level as defined by the
13 most recently revised poverty income guidelines published by
14 the United States department of health and human services.

15 c. The individual fulfills asset test requirements
16 established by the department consistent with the medical
17 assistance program.

18 d. The individual is a resident of Iowa.

19 ~~e.~~ e. The individual fulfills all other conditions of
20 participation for the expansion population described in this
21 chapter, including requirements relating to personal financial
22 responsibility.

23 Sec. 2. Section 249J.8, subsection 1, Code 2009, is amended
24 to read as follows:

25 1. Each expansion population member whose family income
26 exceeds one hundred percent of the federal poverty level as
27 defined by the most recently revised poverty income guidelines
28 published by the United States department of health and human
29 services shall pay a monthly premium ~~not to exceed one-twelfth~~
30 ~~of five percent of the member's annual family income~~ based on
31 a sliding fee scale. Each expansion population member whose
32 family income is equal to or less than one hundred percent
33 of the federal poverty level as defined by the most recently
34 revised poverty income guidelines published by the United
35 States department of health and human services shall not be

1 subject to payment of a monthly premium. All premiums shall be
2 paid on the last day of the month of coverage. The department
3 shall deduct the amount of any monthly premiums paid by an
4 expansion population member for benefits under the healthy and
5 well kids in Iowa program when computing the amount of monthly
6 premiums owed under this subsection. An expansion population
7 member shall pay the monthly premium during the entire period
8 of the member's enrollment. Regardless of the length of
9 enrollment, the member is subject to payment of the premium for
10 a minimum of four consecutive months. However, an expansion
11 population member who complies with the requirement of payment
12 of the premium for a minimum of four consecutive months during
13 a consecutive twelve-month period of enrollment shall be deemed
14 to have complied with this requirement for the subsequent
15 consecutive twelve-month period of enrollment and shall only be
16 subject to payment of the monthly premium on a month-by-month
17 basis. Timely payment of premiums, including any arrearages
18 accrued from prior enrollment, is a condition of receiving any
19 expansion population services. The payment to and acceptance
20 by an automated case management system or the department
21 of the premium required under this subsection shall not
22 automatically confer initial or continuing program eligibility
23 on an individual. A premium paid to and accepted by the
24 department's premium payment process that is subsequently
25 determined to be untimely or to have been paid on behalf of
26 an individual ineligible for the program shall be refunded
27 to the remitter in accordance with rules adopted by the
28 department. Premiums collected under this subsection shall be
29 deposited in the premiums subaccount of the account for health
30 care transformation created pursuant to section 249J.23. An
31 expansion population member shall also pay the same copayments
32 required of other adult recipients of medical assistance.

33 Sec. 3. Section 514I.4, subsection 5, paragraph b,
34 subparagraph (2), Code Supplement 2009, is amended to read as
35 follows:

1 (2) Establish for children of families with incomes
2 exceeding two hundred percent but not exceeding three hundred
3 percent of the federal poverty level, family cost sharing
4 amounts, and graduated premiums based on a rationally developed
5 sliding fee schedule, that are distinctly different from those
6 for families with incomes of one hundred fifty percent or more
7 but not exceeding two hundred percent of the federal poverty
8 level, in accordance with federal law, with the approval of the
9 board.

10 Sec. 4. Section 514I.5, subsection 8, paragraph h, Code
11 Supplement 2009, is amended to read as follows:

12 h. The amount of any cost sharing under the program which
13 shall be assessed based on family income and which complies
14 with federal law. The rules shall provide that for children
15 of families with incomes exceeding two hundred percent but not
16 exceeding three hundred percent of the federal poverty level,
17 the family cost-sharing amounts, and graduated premiums based
18 on a rationally developed sliding fee schedule, are distinctly
19 different from those for families with incomes of one hundred
20 fifty percent or more but not exceeding two hundred percent of
21 the federal poverty level, in accordance with federal law.

22 EXPLANATION

23 This bill relates to the requirements for the hawk-i
24 program and the IowaCare program, both under the purview
25 of the department of human services (DHS). With regard to
26 the IowaCare program, the bill establishes as eligibility
27 requirements that an individual fulfills asset testing
28 requirements established by DHS consistent with the medical
29 assistance program and that the individual is a resident of the
30 state. Additionally, the bill requires that monthly premiums
31 for an individual whose family income exceeds 100 percent of
32 the federal poverty level be based on a sliding fee scale
33 rather than a premium that does not exceed one-twelfth of five
34 percent of the member's annual family income.

35 With regard to the hawk-i program, the bill directs the

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1 hawk-i board and DHS to establish and adopt by rule premiums
2 for children of families with incomes exceeding 200 percent but
3 not exceeding 300 percent of the federal poverty level that are
4 based on a rationally developed sliding fee schedule and that
5 are distinctly different from those for families with incomes
6 of 150 percent or more but not exceeding 200 percent of the
7 federal poverty level.